

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Debtor.

SIPA LIQUIDATION

No. 08-01789 (BRL)

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

HERALD FUND SPC,

and

HSBC BANK PLC,

and

HSBC Securities Services (Luxembourg) S.A.,

Defendants.

Adv. Pro. No. 09-1359 (BRL)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by the undersigned counsel herein, that the time by which Defendants Herald Fund Spc, HSBC Bank Plc and HSBC Securities Services (Luxembourg) S.A. may move, answer or otherwise respond to the Amended Complaint is extended up to and including August 28, 2009. The pre-trial conference will be held on September 24, 2009 at 10:00 am.

The parties to this stipulation reserve all rights and defenses they may have, and entry into this stipulation shall not impair or otherwise affect such rights and defenses, including to challenge the jurisdiction of the Court in this Court or any other Court.

Dated: New York, New York
August 14, 2009

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Liquidation of Bernard L. Madoff Investment
Securities LLC and Bernard L. Madoff*

Dated: New, York, New York
August 14, 2009

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Dated: New, York, New York
August 14, 2009

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SO ORDERED
Dated: New York, New York
August 18, 2009

/S/ Burton R. Lifland
UNITED STATES BANKRUPTCY JUDGE